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In re Patent No. 7,425,918
Issue date: September 16, 2008
Mark Shuster, et al.
Application No. 10/525,402
Filed: February 23, 2005
For: INTERPOSED JOINT SEALING LAYER
METHOD OF FORMING A WELLBORE
CASING

**DECISION ON PETITION
UNDER 37 CFR 1.97**

This is in response to the petition filed on March 25, 2008 under 37 CFR 1.97 requesting the examiner to consider the prior art cited in the Information Disclosure Statement filed on December 5, 2006.

A review of the record reveals that applicant filed four (4) separate Supplemental Information Disclosure Statements on December 5, 2006. In one of the Supplemental Information Disclosure Statements petitioner alleges that three completed 1449 forms together with copies of the references were submitted. The file history shows only two 1449 forms included, but copies of the foreign references listed on the third 1449 form were scanned into the file. Petitioner also points out that the copy of the Supplemental Information Disclosure Statement (SIDS) scanned into PAIR shows that the first page of the SIDS was the first page of one of the other SIDS's filed on that same day. Petitioner also provides the Express tracking sheet from their SIDS submittal and the missing third 1449 form.

Due to the fact that copies of the foreign references listed on the missing 1449 form were provided, it appears that a scanning error may have occurred which caused the third 1449 form not to be made part of the official file.

The petition is thus **GRANTED**. The examiner will consider the third 1449 form provided by the petitioner for the SIDS filed on December 5, 2006.

Telephone inquiries should be directed to David Bagnell, Supervisory Patent Examiner, at (572) 272-6999.

A handwritten signature in black ink, appearing to read 'David Talbott', is written over a horizontal line.

David Talbott, Director
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djb/lm: 8/18/10

LM